



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Tohru KITAMURA, et al.

Customer No.: 004372

Application No.: 10/821,174

Confirmation No.: 8405

Filed: April 9, 2004

For: A CONTROL APPARATUS FOR AN INTERNAL COMBUSTION ENGINE

RESPONSE TO NOTICE TO FILE MISSING PARTS

Mail Stop: Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

July 22, 2004

Sir:

In response to the Notice to File Missing Parts of Application dated June 22, 2004,
the following are enclosed:

- ☒ Check # 409068 includes the amount of \$900.00 for payment of the
required filing and surcharge fees noted in the Notice to File Missing Parts;
- ☒ Originally-executed Declaration/Power of Attorney;

Applicants(s) are also enclosing the following:


- ☒ Originally executed Assignment with Form PTO-1595; and
- ☒ Included in the attached check is the amount of \$40.00 as payment for the
recording of the Assignment.

The Examiner is respectfully requested to acknowledge that all of the requirements of 35 U.S.C. §111 have been met.

Please charge any fee deficiency or credit any overpayment to Deposit Account No. 01-2300 referencing Attorney Docket No. 108426-00047.

Respectfully submitted,

ARENT FOX, PLLC



Charles M. Marmelstein
Registration No. 25,895

Atty. Docket No.: 108426-00047
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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/821,174 | 04/09/2004 | Tohru Kitamura | 108426-00047 |

004372

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CONFIRMATION NO. 8405

FORMALITIES LETTER



OC000000013020416

Date Mailed: 06/22/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

07/23/2004 EABUBAK1 00000003 10821174
 770.00 OP
 130.00 OP
 02 FC:1001
 03 FC:1051

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A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE